



RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

PRESENT: COUNCILWOMAN MONCRIEF and COUNCILMAN WOLFSON

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, CITY CLERK BARBARA JO RONEMUS, and DEPUTY CITY CLERK GABRIELA S. PORTILLO-BRENNER

ANNOUNCEMENT MADE – meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:00)

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AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2004-61 – Ordinance authorizing the issuance by the City of Las Vegas, Nevada, of General Obligation (Limited Tax) Medium-Term Recreation Bonds (Centennial Hills Project), Series 2004C in the aggregate principal amount not to exceed \$20,000,000

Fiscal Impact☐**No Impact****Amount:** \$20,000,000☒**Budget Funds Available****Dept./Division:** Finance and Business Service☐**Augmentation Required****Funding Source:** General Obligation Bonds**PURPOSE/BACKGROUND:**

Pursuant to NRS 268.672 through 268.740 and NRS 350.087 through 350.095, the City is authorized to issue medium-term obligations to finance recreational projects as defined in NRS 268.710. The City intends to use the proceeds of this bond issue to finance Centennial Hills Park.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-61
2. Letter from State of Nevada Department of Taxation

COMMITTEE RECOMMENDATION:

COUNCILMAN WOLFSON recommended Bill 2004-61 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

MARK VINCENT, Director, Finance and Business Services, said that in the spring budget process staff received direction from the Council to sell \$20 million in bonds to help finance the Centennial Hills project. In addition, the budget will have to be augmented an additional \$6 million to complete the project. The revenue being pledged for the debt service of these bonds is the remaining share of the room tax credits from the Las Vegas Convention and Visitors Authority.

RECOMMENDING COMMITTEE MEETING OF SEPTEMBER 14, 2004

City Attorney

Item 1 – 2004-61

MINUTES – Continued:

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:00 – 4:02)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-62 – Makes adjustments to the types of zoning approval necessary for various land uses. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

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No Impact

Amount:

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Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Planning staff and the Planning Commission have determined that a number of uses currently requiring a special use permit in specified zoning districts would more properly be allowable as conditional uses or as a matter of right. This bill will make the necessary adjustments to the provisions of the Zoning Code, which will reduce the number of special use permit applications required to be processed.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-62

COMMITTEE RECOMMENDATION:

COUNCILMAN WOLFSON recommended Bill 2004-62 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, went over the proposed changes to the Land Use Tables for the various categories. These are uses that have not been controversial; therefore, staff believes that making the changes will not have any detrimental effect on the way Planning does business and lessens the number of cases that have to be processed and that have to go to Council. He requested approval.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:02 – 4:07)

AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2004-63 – Provides that Planning Commission action on most special use permits is final, unless appealed or requested for review by a member of the City Council, and modifies certain provisions regarding related hearings and appeals so as to conform to State law.

Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Special use permit applications currently require final action by the City Council. This bill is intended to reduce the special use permit “caseload” of the Council by providing that Planning Commission action on most applications is final action. Planning Commission decisions will continue to be appealable to the Council, and members of the Council may request review of Planning Commission decisions. The bill will also incorporate State law requirements concerning zoning-related hearings and appeals.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-63

COMMITTEE RECOMMENDATION:

COUNCILMAN WOLFSON recommended Bill 2004-63 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, explained that the changes for Bill Nos. 2004-63 and 2004-64 came as a result of the joint meeting that was held with the Councilmembers and the Planning Commissioners. Bill 2004-63 proposes that all special use permits be final action at Planning Commission, unless appealed to the Council by the applicant, brought back by any member of the Council, or, if any member of Council wants to have the final say, that member could direct staff to automatically bring forward to Council all special use permits for that particular ward.

RECOMMENDING COMMITTEE MEETING OF SEPTEMBER 14, 2004

City Attorney

Item 3 – Bill No. 2004-63

MINUTES – Continued:

MARGO WHEELER, Deputy Director, Planning and Development, indicated that the current issue is that the City Code requires that all special use permits, controversial or not, be forwarded to the Council. With this change, any special use permit that an individual Council member wishes to consider would be brought forward to the Council, through coordination with the particular ward liaison. She interjected that all special use permits in conjunction with a general plan amendment or a zoning amendment would automatically go forward to Council. The language will also be changed to require that all special use permits with conditions imposed by the Council come back for modifications before the Council only, not before the Planning Commission and then the Council. These changes should streamline the process and allow the Council greater options with regard to special use permits.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:07 – 4:10)

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AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2004-64 – Modifies the standards for granting a variance application and modifies certain provisions regarding variance hearings and appeals so as to conform to State law.
Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill will modify the standards for granting a variance application, and modify certain provisions regarding variance hearings and appeals so as to conform to State law.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-64

COMMITTEE RECOMMENDATION:

COUNCILMAN WOLFSON recommended Bill 2004-64 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, said that his comments for this matter were basically the same as Item 3, and then deferred to MARGO WHEELER, Deputy Director, Planning and Development, who stated that current code language does not allow variances to be granted for distance requirements, use permits, and if findings by the State are not met. There are two issues: accepting the application at staff level and the discretionary approval by Council. The Council, by State and City law, is not to approve a variance unless the findings can be made, but that is discretionary. On the other hand, staff may not accept applications that require distance waivers or for a use variance. However, CHIEF DEPUTY CITY ATTORNEY STEED came up with language to differentiate between these two issues, clarifying that staff is not to accept or bring in those types of applications. Additionally, the rules will remain the same for variances for existing construction and will still be required to go to Council for consideration, as will parking variances. Every other type of variance will be final at the Planning Commission level, as is currently the case.

RECOMMENDING COMMITTEE MEETING OF SEPTEMBER 14, 2004

City Attorney

Item 4 – Bill No. 2004-64

MINUTES – Continued:

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:10 – 4:12)

1-315

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 14, 2004

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED.

MINUTES:

None

(4:12)
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THE MEETING ADJOURNED AT 4:12 P.M.

Respectfully submitted: _____
GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK
September 24, 2004